

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Irrigation & CAD Deptt. –Suits-- ASMP No.704/2010 in AS No.29/2009 against OS No.71/95 in the Hon'ble High Court of Andhra Pradesh in respect of the work relates to "Improvements to Konderu drain from KM.0.000 to Km.4.500 executed under CERP organization" -- Depositing 50% of the decretal amount of Rs 5,39,387/- in the respective court-- Sanctioned - Orders – Issued.

IRRIGATION & CAD (DRAINAGE) DEPARTMENT

G.O.Rt.No.1459

Dated the 2nd December, 2010
Read the following:

1. From the ENC (I), Drg. Wing Lr.No.CE/DR/OT2/AEE3/
CERP/CF/ E.6A/96, dt.05.09.09.
2. From the ENC (I), Drg. Wing Lr.No.CE/DR/OT2/AEE3/CERP/CF/
E.6A/96, dt.08.06.2010

ORDER:

In the reference first read above, the ENC (I), Drg. wing has reported that in O.S.No.71/95, the Judgement was delivered in favour of the Plaintiff. Based on the opinion given by the Govt. Pleader, Guntur, an appeal was preferred in the Hon'ble High Court of AP, and the same was numbered as 29/09.

2. In the reference second read above, the Engineer-in-Chief (Irrigation), Drainage Wing, Hyderabad has informed that the Deputy Executive Engineer, Drg. Sub- Division, Ponnur has attended the Govt. Pleader for Appeals, Hyderabad on 29.03.2010 and a Misc. petition was filed for granting stay against EP.No.71/10. The Govt. Pleader for Appeals has intimated that the stay petition came up for hearing before the Hon'ble Court on 21.04.2010 and granted interim stay orders on condition to deposit 50% of the enhanced compensation within eight weeks. The ENC (I), Drg. wing has requested the Govt. for necessary sanction for an amount of Rs.5,39,387/- under the head of account "MH 4711 Capital Out lay on Flood Control Projects – 03 Drainage – MH 103 Civil Works – GH 11 Normal State Plan – SH (06) Krishna Delta Area - 530 Major Works – 531 Other Expenditure" to avoid attachment of Government property in EP No.71/2010 in OS.No.71/95.

3. Government, after careful examination of the proposal hereby accord sanction for an amount of Rs.5,39,387/- (Rupees Five lakhs thirtynine thousand three hundred and eighty seven only) towards depositing 50% of the decretal amount in the respective court to the credit of OS No.71/95 filed by M/s. Sri Amar Constructions, Visakahapatnam in respect of the work relating to "Improvements to Konderu drain from KM.0.000 to Km.4.500 executed under CERP organization"

4. The expenditure sanctioned in para (3) above shall be debitable to the following detailed Head of Account "MH 4711 Capital Out lay on Flood Control Projects – 03 Drainage – MH 103 Civil Works – GH 11 Normal State Plan – SH (06) Krishna Delta Area - 530 Major Works – 531 Other Expenditure (charged)" and shall be initially met way of an advance from Contingency Fund, orders regarding advance sanction from C.G.F. will be issued by the Finance Department separately.

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5.. The Engineer-in-Chief (I), Drainage Wing Hyderabad shall take further necessary action for depositing the above sanctioned amount in the respective court. He is also directed to take action for obtaining the supplementary grant at the appropriate time during the current financial year 2010-2011 towards recoupment to the advance sanctioned from the C.G.F.

6. This order issues with the concurrence of Finance (Expr.PW.1) Department vide their U.O.No.28970/983/Expr.PW/A1/10 dated 4-11-2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PRASANTA MAHAPATRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Engineer-in-Chief (I), Drainage Wing, AP. Hyderabad.

The Superintending Engineer, Irrigation Circle, Guntur.

The Executive Engineer, Drainage Division, Repalle.

The District Collector, Guntur.

Copy to: The Accountant General, AP., Hyderabad.

The Finance (B.G.1) Department.

The I & CAD (PW P&B) Department

The Director of Treasuries and Accounts, AP., Hyderabad.

The Director of Works Accounts, Hyderabad.

The P.S. to Prl. Secy. to Govt.. I & CAD Deptt.

SF/SC.

//FORARDED BY ORDER//

SECTION OFFICER